

## Message Text

CONFIDENTIAL

PAGE 01 STATE 261793

16

ORIGIN NEA-10

INFO OCT-01 ISO-00 EB-07 PM-03 L-02 CIAE-00 INR-05 NSAE-00

RSC-01 AF-04 /033 R

66604

DRAFTED BY DOD/ISA/NESA:TPIANKA:PM

11/27/74 EXT. 22660

APPROVED BY NEA/EGY:HFMATTHEWS

EB/OA/AVP:JSRAVATT (PHONE)

----- 010232

R 271836Z NOV 74

FM SECSTATE WASHDC

TO AMEMBASSY CAIRO

INFO 21AF MCGUIRE AB NJ

AF/ACA DENVER CO

MAC SCOTT AFB IL

OASD/ISA/FMRA/NESA WASHDC

CSAF

C O N F I D E N T I A L STATE 261793

E.O. 11652: GDS

TAGS: MASS

SUBJECT: OVERFLIGHT FEES ASSESSED BY GOE AGAINST USAF

AIRCRAFT

REF: (A) USDAO CAIRO 131117Z SEP 74 (NOTAL)

(B) USDAO CAIRO 080801Z AUG 74 (NOTAL)

1. REF A REPORTED RECEIPT OF BILL FROM GOE IN AMOUNT OF APPROXIMATELY DOLS 2,128.52 FOR 34 USAF MAC C-141 OVERFLIGHTS IN JUNE 1974. REF A DOES NOT INDICATE PRECISE BASIS OF CHARGES LEVIED NOR MISSIONS OF AIRCRAFT INVOLVED. INFORMATION AVAILABLE TO USAF INDICATES THAT IN JUNE THERE WERE 36 C-141 OVERFLIGHTS IN SUPPORT OF PRESIDENT'S VISIT TO EGYPT, 4 FLIGHTS IN SUPPORT OF SUEZ CANAL CLEARANCE OR SALVAGE OPERATIONS (NIMBUS STAR/MOON) AND 19 OVERFLIGHTS TO OR FROM ETHIOPIA.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 261793

2. THE UNITED STATES HAS CONSISTENTLY ADVOCATED THE INTER-

NATIONAL PRINCIPLE THAT STATE AIRCRAFT SHOULD BE EXEMPTED FROM TAXES, DUTIES AND SET FEES NORMALLY IMPOSED ON CIVIL AIRCRAFT, INCLUDING OVERFLIGHT CHARGES AND FEES FOR THE USE OF FIXED FACILITIES SUCH AS NAVIGATIONAL AIDS AND RUNWAYS. STATE AIRCRAFT ARE NORMALLY REQUIRED TO PAY ONLY FOR SERVICES RENDERED TO THEM AS A RESULT OF AN EXPRESS REQUEST OF THE AIRCRAFT COMMANDER OR OTHER COMPETENT AUTHORITY (E.G., CHARGES FOR SERVICING OR MAINTENANCE OF AIRCRAFT, TOWING CHARGES, SPECIAL AIRPORT CHARGES SUCH AS FOR TURNING ON AIRPORT LIGHTS FOR A NIGHT LANDING).

3. UNDER INTERNATIONAL PRINCIPLE REFERRED TO IN PARA 2 ABOVE, IT WOULD BE PARTICULARLY INAPPROPRIATE FOR GOE TO ASSESS OVERFLIGHT CHARGES IN CONNECTION WITH VISIT OF A HEAD OF STATE. INsofar AS FLIGHTS IN SUPPORT OF CANAL CLEARANCE OR SALVAGE OPERATIONS ARE CONCERNED, PARA 5.A. OF SUEZ CANAL CLEARANCE AGREEMENT (WHICH ALSO APPLIES MUTATIS MUTANDIS TO SALVAGE AGREEMENT) PROVIDES THAT QUOTE VESSELS AND AIRCRAFT ASSIGNED TO OR SUPPORTING THE FORCE MAY FREELY ENTER AND DEPART TERRITORIAL WATERS, PORTS AND AIRFIELDS OF THE ARAB REPUBLIC OF EGYPT, WITHOUT PAYMENT OF FEES OR CHARGES. UNQUOTE. THUS, IF CHARGES REFERRRED TO IN REF A WERE ASSESSED AGAINST C-141 FLIGHTS IN SUPPORT OF PRESIDENT'S JUNE VISIT OR CANAL CLEARANCE OR SALVAGE OPERATIONS, STRONG BASIS EXISTS FOR OBTAINING EXEMPTION FROM GOE FOR CHARGES.

4. REF B REPORTED RECEIPT OF BLANKET CLEARANCE FROM GOE FOR MAC FLIGHTS OVERFLYING EGYPT ENROUTE TO ETHIOPIA OR JORDAN. ALTHOUGH REF B DOES NOT INDICATE TERMS AND CONDITIONS OF BLANKET CLEARANCE, UNDER INTERNATIONAL PRINCIPLE DISCUSSED IN PARA 2 ABOVE, EXEMPTION FROM OVERFLIGHT CHARGES FOR SUCH MAC FLIGHTS WOULD BE APPROPRIATE.

5. REQUEST EMBASSY'S VIEWS ON FEASIBILITY OF APPROACH TO GOE SEEKING EXEMPTION FROM OVERFLIGHT CHARGES ON GROUNDS OUTLINED ABOVE. IF INFORMATION IS AVAILABLE, REPLY SHOULD INDICATE ON WHAT BASIS CHARGES WERE COMPUTED AND THE MISSIONS OF THE 34 AIRCRAFT INVOLVED (I.E., PRESIDENTIAL VISIT, NIMBUS STAR/MOON, OVERFLIGHTS TO ETHIOPIA, OR OTHER).  
INGERSOLL  
CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 261793

CONFIDENTIAL

NNN



## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MILITARY AIRCRAFT, FEES, AIRCRAFT OVERFLIGHTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 27 NOV 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** boyleja  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974STATE261793  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** TPIANKA:PM  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D740345-0875  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t1974116/aaaaaezm.tel  
**Line Count:** 107  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN NEA  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** (A) USDAO CAIRO 131117Z SEP 74 (NOTA, L)  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** boyleja  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 14 AUG 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <14-Aug-2002 by martinml>; APPROVED <12 MAR 2003 by boyleja>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** OVERFLIGHT FEES ASSESSED BY GOE AGAINST USAF AIRCRAFT  
**TAGS:** MASS, EG, US  
**To:** CAIRO  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005